

4. On or about September 14, 2005, xpedx filed a Motion to Compel Plaintiff to Appear in the above-captioned matter. A copy of the Motion to Compel Plaintiff to Appear was served on Mr. Mechling via facsimile and first class mail.

5. On or about September 19, 2005, the Court issued a notice of hearing and ordered that the parties appear for a status conference on October 11, 2005. I sent a copy of the Court's order to Mr. Mechling via facsimile and first class mail on September 20, 2005. A true and correct copy of my letter Mr. Mechling concerning the status conference is attached as Exhibit B.

6. Powers Printing is a corporate entity, and therefore is not an infant or incompetent person.

7. Powers Printing is a corporate entity, and therefore is not a person in military service of the United States or its Allies as defined in Article I of the Soldiers' and Sailors' Civil Relief Act of 1940, as amended.

8. At my request, personnel at xpedx verified the outstanding balance due on the account for Powers Printing, and an account statement reflecting an outstanding balance due of \$100,452.52 is attached as Exhibit C. The total amount of xpedx's claim for damages against Powers Printing is \$100,452.52, plus interest.

Signed under the penalties of perjury this 17th day of October, 2005.

/s/ Brandon L. Bigelow
Brandon L. Bigelow

CERTIFICATE OF SERVICE

I hereby certify that a true copy of the above document was served upon each party appearing pro se and the attorney of record for each other party by mail and electronically via the CM/ECF system on October 17, 2005.

/s/ Brandon L. Bigelow
Brandon L. Bigelow